As Introduced

136th General Assembly Regular Session 2025-2026

S. B. No. 296

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Senators Craig, Weinstein

Cosponsors: Senators DeMora, Hicks-Hudson, Koehler, Smith

То	amend section 5163.33 of the Revised Code to	1
	declare the General Assembly's intent to	2
	increase the Medicaid personal needs allowance	3
	for residents of nursing homes and ICFs/IID.	4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 5163.33 of the Revised Code be

amended to read as follows:	6	
Sec. 5163.33. (A) In determining the amount of income that	7	
a medicaid recipient must apply monthly toward payment of the	8	
cost of care in a nursing facility or ICF/IID, a county	9	
department of job and family services shall deduct from the	10	
recipient's monthly income a monthly personal needs allowance in	11	
accordance with the "Social Security Act," section 1902(q), 42		
U.S.C. 1396a(q).	13	
(B) In the case of a resident of a nursing facility, the	14	
monthly personal needs allowance shall be not less than fifty	15	
dollars for an individual resident and not less than one hundred	16	
dollars for a married couple if both spouses are residents of a	17	
nursing facility and their incomes are considered available to	18	
each other in determining eligibility.	19	

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(C) In the case of a resident of an ICF/IID, the monthly	20
personal needs allowance shall be as follows:	21
(1) Prior to January 1, 2016, forty dollars unless the	22
resident has earned income, in which case the monthly personal	23
needs allowance shall be determined by the department of	24
medicaid, or the department's designee, but shall not exceed one	25
hundred five dollars;	26
(2) For calendar year 2016 and each calendar year	27
thereafter, not less than fifty dollars for an individual	28
resident and not less than one hundred dollars for a married	29
couple if both spouses are residents of an ICF/IID and their	30
incomes are considered available to each other in determining	31
eligibility.	32
	2.2
(D) It is the intent of the general assembly that	33
beginning on the effective date of this amendment, the medicaid	34
director shall increase the amounts specified in divisions (B)	35
and (C) of this section to not less than seventy-five dollars	36
for an individual resident and not less than one hundred fifty	37
dollars for a married couple. Thereafter, on the thirtieth day	38
of each September, the director shall increase those amounts	39
effective the following January first. The amount of the	40
increase shall be equal to the percentage increase, if any, in	41
the consumer price index from the average of the third quarter	42
of the year in which the calculation is being made to the	43
average of the third quarter of the previous year. The medicaid	44
director shall round the percentage increase to the nearest one-	45
tenth of one per cent. If no increase in that index occurs, the	46
medicaid director shall not increase the amount.	47
Section 2. That existing section 5163.33 of the Revised	48
Code is hereby repealed.	49